

**Disclosure:**

In a felony complaint filed in Kings County under docket CR-034 663-18KN, MOS Brucato swore that on July 27, 2018, at approximately 10:30PM “. . .[MOS Brucato] observed [defendants, driver and front seat passenger] on a public highway drive a 2015 Acura TLX, New York State license plate No. [redacted], and turning onto seventeenth avenue without using an appropriate signal.” The complaint also alleged, *inter alia*, that the defendants were observed not wearing seatbelts, and that defendant driver was driving with a suspended license. A On July 31, 2018, MOS Brucato was interviewed by an assistant district attorney and re-iterated that the basis for the stop was a failure to signal. A video recording of the incident later obtained by the Kings County District Attorney’s office revealed that MOS Brucato was in an unmarked police vehicle parked on the north side of 17<sup>th</sup> Ave., approximately three car lengths to the west of 86<sup>th</sup> Street, with his car facing away from 86<sup>th</sup> Street and with cars parked behind him on the same block. The video shows the subject vehicle driving South on 86<sup>th</sup> Street, signaling a right turn, and turning west onto 17<sup>th</sup> Ave. where MOS Brucato was parked. The subject vehicle’s signal light appears to disengage as the vehicle begins to straighten on 17<sup>th</sup> Ave. As the subject vehicle passes MOS Brucato’s vehicle, MOS Brucato pulls into the street and follows the subject vehicle, activates his police lights at the end of the block, and both vehicles come to a stop at the end of the block. A gravity knife was found in the center console area and a pistol of unknown make and model with two rounds of ammunition was also found under the front passenger seat of the car. The case was dismissed for reasons including the lack of DNA on the gun and the video evidence revealing that the defendant did in fact signal the turn.

On April 28, 2021, it was revealed to the Kings County District Attorney’s Office that an NYPD internal investigative process found MOS Brucato failed to be candid with the Kings County District Attorney's office in that he did not disclose to the district attorney’s office that MOS Brucato had received a tip that led to the arrest of the defendants.

REGARDING THE ABOVE INCIDENT, THE NYPD ISSUED THE FOLLOWING ALLEGATIONS, dated 09-04-18, AGAINST MOS BRUCATO:

1. PERJURY – SWORN WRITTEN AFFIDAVIT – UNSUBSTANTIATED
2. DISPUTED STOP OF A VEHICLE – ENFORCEMENT ACTION TAKEN – ARREST/SUMMONS – UNSUBSTANTIATED
3. OTHER DEPT RULES/PROCEDURES VIOLATION – FAILED TO BE CANDID WITH THE DISTRICT ATTORNEY - SUBSTANTIATED

CLOSED: 09-24-19

ACTION TAKEN: ‘A’ COMMAND DISCIPLINE ISSUED